

Appl. No. 10/620,715
Amdt. dated October 27, 2006
37 CFR 1.312 Amendment After Allowance - Second Supplement to Response C

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REMARKS

Applicant again wishes to thank the Examiner for the telephone conversation of October 26, 2006 and the suggestion to file an Amendment After Allowance under 37 CFR § 1.312 for bringing the allowed claims into conformance with those of the original claims and specification. Further to those conversations, Applicant has amended the specification and amended claim 1 and cancelled claim 3.

Amendments to the Claims

Claim 1 is amended to conform the language for the components of the barrier layer to that of the amended specification (amended in the paper of July 18, 2006) which corresponds to language from the original claims. Claim 3 is cancelled, because the term adhesive was deleted by amendment from base claim 1, from which claim 3 depends. In addition, cancelling claim 3 in this application conforms the claims of this application to those in related application 10/664,604, where claim 3 was cancelled by Examiner's Amendment prior to issuing a Notice of Allowance. Again, Applicant reserves the right to prosecute the broader scope of the amended claims, and to pursue the cancelled claims, in later-filed continuation or divisional applications.

Applicant requests that the Examiner enter the above amendment to claim 1 and cancel claim 3, because the amendments, as set forth in MPEP § 714.16, "... are shown (A) to be needed for proper disclosure or protection of the invention, and (B) to require no substantial amount of additional work on the part of the Office,". Therefore, the amendments may be considered and, according to MPEP § 714.16, "... *if proper, entry may be recommended by the primary examiner*" (emphasis). Therefore, Applicant respectfully requests that these amendments be entered without withdrawing the application from issue.

CONCLUSION

Applicant respectfully submits that all pending claims are in condition for allowance. Reconsideration of the claims and maintenance of the notice of allowance are therefore requested and the application not be withdrawn from issue. Applicant believes


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that no extension of time is required for this matter, but hereby submits this conditional petition for an extension of time, if needed, and requests that any fee required for timely consideration of this application be charged to Deposit Account No. 19-4972.

The Examiner is invited to speak to the Applicant's counsel at the telephone number given below if additional matters remain outstanding.

Respectfully submitted,

October 27, 2006


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